| 1  | BEFORE THE   |   |
|----|--|---|
| 2  | ILLINOIS COMMERCE COMMISSION   |   |
| 3  | CENTRAL ILLINOIS PUBLIC SERVICE ) DOCKET NO.  COMPANY d/b/a AmerenCIPS ) 08-0103           |   |
| 4  | -vs-   |   |
| 5  | MENARD ELECTRIC COOPERATIVE )  |   |
| 6  | )  |   |
| 7  | Complaint pursuant to the Illinois ) Electric Suppliers Act, 220 ILCS ) 30/1.              |   |
| 8  | 30/1.  |   |
| 9  | Springfield, Illinois  |   |
| 10 | Tuesday, August 12, 2008   |   |
| 11 | Met, pursuant to notice, at 9:00 a.m.  |   |
| 12 | BEFORE:  |   |
| 13 | MR. LARRY JONES, Administrative Law Judge  |   |
| 14 | APPEARANCES:   |   |
| 15 | MR. CHARLES Y. DAVIS   |   |
| 16 | BROWN, HAY & STEPHENS, LLP  205 South Fifth Street, Suite 700  Springfield, Illinois 62705 |   |
| 17 | Springfield, Illinois 62705<br>Ph. (217) 544-8491  |   |
| 18 | (Appearing on behalf of  |   |
| 19 | Complainant Central Illinois Public Service Company via                                    |   |
| 20 | teleconference)  |   |
| 21 | SULLIVAN REPORTING COMPANY, by   |   |
| 22 | Carla J. Boehl, Reporter<br>Ln. #084-002710  |   |
|    |  | 1 |

| 1        | APPEARANCES: (Continued)  |
|----------|---|
| 2        | MR. JERRY TICE  |
| 3        | GROSBOLL, BECKER, TICE & TIPPEY<br>101 East Douglas<br>Petersburg, Illinois 62675 |
| 4        | Ph. (217) 632-2282  |
| 5        | (Appearing on behalf of<br>Respondent Menard Electric                             |
| 6        | Cooperative via teleconference)   |
| 7        |   |
| 8        |   |
| 9        |   |
| 10       |   |
| 11<br>12 |   |
| 13       |   |
| 14       |   |
| 15       |   |
| 16       |   |
| 17       |   |
| 18       |   |
| 19       |   |
| 20       |   |
| 21       |   |
| 22       |   |
|          | 2   |

| 1  |         | I N D E X    |          |          |
|----|---------|--------------|----------|----------|
| 2  | WITNESS | DIRECT CROSS | REDIRECT | RECROSS  |
| 3  | None.   | DIRECT CROSS | KEDIKECI | KECKOSS  |
| 4  | none.   |              |          |          |
| 5  |         |              |          |          |
| 6  |         |              |          |          |
| 7  |         |              |          |          |
| 8  |         |              |          |          |
| 9  |         |              |          |          |
| 10 |         |              |          |          |
| 11 |         |              |          |          |
| 12 |         |              |          |          |
| 13 |         | EXHIBITS     |          |          |
| 14 |         | <u> </u>     | MARKED   | ADMITTED |
| 15 | None.   |              | <u> </u> |          |
| 17 |         |              |          |          |
| 18 |         |              |          |          |
| 19 |         |              |          |          |
| 20 |         |              |          |          |
| 21 |         |              |          |          |
| 22 |         |              |          |          |
|    |         |              |          | 3        |

## PROCEEDINGS

JUDGE JONES: Good morning. I call for hearing the following docketed matter. This is Docket 08-0103, titled in part Central Illinois Public Service Company d/b/a AmerenCIPS versus Menard Electric Cooperative, complaint pursuant to the Electric Supplier Act, 220 ILCS 30/1.

At this time may we have the respective appearances orally for the record, first on behalf of the Complainant, Central Illinois Public Service Company?

MR. DAVIS: Charles Davis.

JUDGE JONES: Thank you. Could you give us your business address and phone number, please?

MR. DAVIS: Sure. I am at the law firm of Brown, Hay and Stephens, 205 South Fifth Street, Springfield, Illinois. Our phone number is (217) 544-8491.

JUDGE JONES: Thank you. Menard Electric Cooperative?

MR. TICE: Jerry Tice, attorney at law, 101

East Douglas, Petersburg, Illinois 62675, appearing

on behalf of Menard Electric Cooperative. My phone number is (217) 632-2282.

JUDGE JONES: Thank you. Are there any other appearances? Let the record show there are not.

Would one party or the other kind of give us a brief summary of the status of this case and anything that you propose to happen next?

MR. TICE: Well, Judge, the parties have entered into a partial Service Area Agreement that would resolve this docket. The parties contemplate filing a joint petition with the Commission within 60 days or possibly 30 days, which we understand may be docketed as -- the petition, we understand, may be docketed as a new docket number, but it would be heard in conjunction with this particular docket, 08-0103.

And pending the approval of the partial Service Area Agreement for the joint petition, we would ask that this docket be put over 60 days to the October 15, 2008, date. And if that new partial Service Area Agreement is approved, that this docket then would be dismissed with prejudice.

| 1  | Is that a fair statement, Chuck?                     |  |  |
|----|--|--|--|
| 2  | MR. DAVIS: Yeah, that's a fair statement.            |  |  |
| 3  | JUDGE JONES: Thank you. I believe the parties        |  |  |
| 4  | are okay with October 15 at 9:00 a.m. for that next  |  |  |
| 5  | hearing date, if needed. Any objection to putting    |  |  |
| 6  | this matter over to October 15 at 9:00 a.m.?         |  |  |
| 7  | MR. TICE: None for Menard.                           |  |  |
| 8  | MR. DAVIS: No objection for Central Illinois         |  |  |
| 9  | Public Service Company.                              |  |  |
| 10 | JUDGE JONES: That is what we will do. Let the        |  |  |
| 11 | record show that was there anything else the         |  |  |
| 12 | parties wanted to take up today before we put this   |  |  |
| 13 | matter over?   |  |  |
| 14 | MR. TICE: I don't think so, Judge.                   |  |  |
| 15 | MR. DAVIS: No, Your Honor.                           |  |  |
| 16 | JUDGE JONES: Thank you. At this time let the         |  |  |
| 17 | record show today's status hearing is over. In       |  |  |
| 18 | accordance with the above discussion, this matter is |  |  |
| 19 | continued to a status hearing which, if needed at    |  |  |
| 20 | all, is one at which parties may participate by      |  |  |
| 21 | phone. It will be held on October 15 at 9:00 a.m.    |  |  |
| 22 | (Whereupon the hearing in this                       |  |  |

| 1  | matter was continued until     |   |
|----|--------------------------------|---|
| 2  | October 15, 2008, at 9:00 a.m. |   |
| 3  | in Springfield, Illinois.)     |   |
| 4  |                                |   |
| 5  |                                |   |
| 6  |                                |   |
| 7  |                                |   |
| 8  |                                |   |
| 9  |                                |   |
| 10 |                                |   |
| 11 |                                |   |
| 12 |                                |   |
| 13 |                                |   |
| 14 |                                |   |
| 15 |                                |   |
| 16 |                                |   |
| 17 |                                |   |
| 18 |                                |   |
| 19 |                                |   |
| 20 |                                |   |
| 21 |                                |   |
| 22 |                                | _ |
|    |                                | 7 |